

MINUTES

CIVIL SERVICE COMMISSION MEETING

Wednesday, January 30, 2013 at 9:30 a.m.

522 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

9:30 A.M. CLOSED SESSION

Consideration of the appointment, employment, evaluation of performance, discipline, or dismissal of public employees pursuant to Government Code Section 54957, for the positions listed below.

CONVENED THE MEETING AT 9:31 A.M. AND WENT INTO CLOSED SESSION AT 9:32 A.M.

10:00 A.M. AGENDA

RECONVENED THE MEETING AT 10:11 A.M.

COMMISSIONERS PRESENT: ADKINS, FELTON, FOX, KAHWAJIAN, MARTINEZ

Minutes of the meeting of Wednesday, January 23, 2013, for approval
APPROVED.

Consideration of Consent Calendar
APPROVED.

Unfinished Business

1. *Petition of **CAROLYN HOLT** for a hearing on her twenty (20) day **suspension**, effective June 28, 2010, from the position of Senior Departmental Employee Relations Representative, Department of Health Services, Heath Services Administration, **Case No. 10-244.***
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, ROBERT KLEPA, TO SUSTAIN THE DEPARTMENT.

Unfinished Business (continued)

2. *Petition of **CHIKODILI UDENGWU** for a hearing on her ten (10) day **suspension**, effective October 16, 2011, from the position of Registered Nurse II, Department of Health Services, LAC+USC Healthcare Network, **Case No. 11-346**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, SUSAN GALLICK, TO REDUCE THE SUSPENSION TO FIVE (5) DAYS. CORRECTED THE NUMBERING OF THE FINDINGS OF FACT.

3. *Petition of **TAMMY BLAIR** for a hearing on her **discharge**, effective November 9, 2011, from the position of Administrative Services Manager II, Department of Mental Health, **Case No. 11-377**.*
SUSTAINED THE DEPARTMENT'S OBJECTIONS AND ANNOUNCED AS ITS NEW PROPOSED DECISION TO REJECT THE RECOMMENDATION OF THE HEARING OFFICER, GEORGE ROMAIN, AND STRIKE THE WORD "NOT" FROM CONCLUSION OF LAW 2, STRIKE THE SECOND SENTENCE FROM CONCLUSION OF LAW 3, AND STRIKE THE WORD "NOT" FROM CONCLUSION OF LAW 3A. THE DEPARTMENT IS SUSTAINED.

4. *Petition of **MARK A. GROESSL** for a hearing on his **discharge**, effective May 28, 2009, from the position of Public Works Maintenance Worker, Department of Public Works, **Case No. 09-1203**.*
OVERRULED THE PETITIONER'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, TERRI TUCKER, TO SUSTAIN THE DEPARTMENT. COMMISSIONERS FELTON AND MARTINEZ DISSENTED.

5. *Petition of **LIEM THANH VO** for a hearing on his thirty (30) day **suspension**, effective January 9, 2012, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 12-007**.*
OVERRULED THE PETITIONER'S OBJECTIONS AND SUSTAINED THE DEPARTMENT'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION THE FINDINGS OF THE HEARING OFFICER, AUBREY ELLIS, BUT REJECTED THE RECOMMENDATION AND STRUCK THE WORD "NOT" FROM CONCLUSION OF LAW 2. THE DEPARTMENT IS SUSTAINED.

Unfinished Business (continued)

6. *Petition of **PATRICK CARTER** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Fire Captain, Case No. 12-322.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON AN AGREEMENT REACHED.

7. *Petition of **ESTRELITA PEREZ** for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability score** received in the examination for Children Services Administrator I, Case No. 12-334.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION.

New Business

8. *Petition of **CYNTHIA DE LA TORRE** for a hearing on her ten (10) day **suspension**, effective November 26, 2012, from the position of Intermediate Clerk, Department of Public Health, **Case No. 12-382**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

9. *Petition of **JESUS GALLEGOS** for a hearing on his **suspension** not to exceed thirty (30) days pending investigation, effective November 16, 2012, from the position of Registered Nurse I, Department of Health Services, LAC+USC Medical Center, **Case No. 12-381**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON THE PETITIONER'S RESIGNATION FROM THE COUNTY.

10. *Petition of **LATIA T. WILSON** for a hearing on her thirty (30) day **suspension**, effective December 3, 2012, from the position of Intermediate Typist Clerk, Department of Public Social Services, **Case No. 12-375**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

11. *Petition of **ALEX CASTRO** for a hearing on his **discharge**, effective November 26, 2012, from the position of Senior Cook, Sheriff's Department, **Case No. 12-377**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

12. *Petition of **MARCUS LASTER** for a hearing on his **discharge**, effective November 9, 2012, from the position of Phlebotomy Technician I, Department of Health Services, Harbor-UCLA Medical Center, **Case No. 12-373**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

13. *Petition of **HASMIK LEON** for a hearing on her **discharge**, effective August 29, 2012, from the position of Cardiac Electrodiagnostic Technician I, Department of Health Services, Harbor-UCLA Medical Center, based on her claim of a Civil Service Rule 25 violation, **Case No. 12-354**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

New Business (continued)

14. *Petition of **CURTIS NAKAGAWA** for a hearing on his **discharge**, effective November 20, 2012, from the position of Painting Working Supervisor, Department of Parks and Recreation, **Case No. 12-379.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

Miscellaneous

15. Opportunity for members of the public to address the Commission on items of interest that are within the subject matter jurisdiction of the Commission.
NO PUBLIC COMMENTS.

ADJOURNED TO CLOSED SESSION AT 11:26 A.M.

CLOSED SESSION

Consideration of confidential peace officer appeals pursuant to Copley Press.

Unfinished Business

16. *Petitioner's request for a hearing on his fifteen (15) day **suspension**, effective May 9, 2011, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 11-169.***
REMANDED TO THE HEARING OFFICER FOR FINDINGS OF ULTIMATE FACT.
17. *Petitioner's request for a hearing on her **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective March 12, 2011, from the position of Deputy Probation Officer, Probation Department, **Case No. 11-086.***
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION. HEARING CANCELLED.

New Business

18. *Petitioner's request for a hearing on her **discharge**, effective June 26, 2012, from the position of Detention Services Officer, Probation Department, based on her claim of a Civil Service Rule 25 violation, **Case No. 12-356.***
DENIED AS UNTIMELY, AND BASED ON LACK OF JURISDICTION AND NO FACTS TO SUPPORT A CIVIL SERVICE RULE 25 VIOLATION. (NO ONE APPEARED FOR THE PETITIONER.)
19. *Petitioner's request for a hearing on his **discharge**, effective November 26, 2012, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 12-378.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
20. *Petitioner's request for a hearing on his **reduction**, effective April 18, 2011, from the position of Deputy Sheriff to Warehouse Worker Aid, Sheriff's Department, **Case No. 11-173.***
THE COMMISSION ADOPTED AS ITS FINAL DECISION THE REPORT AND RECOMMENDATION OF THE HEARING OFFICER, JOHN HARRIS, TO DISMISS THE APPEAL BASED ON LACK OF JURISDICTION.

ADJOURNED CLOSED SESSION AND RECONVENED THE MEETING AT 11:52 A.M.

READ INTO THE RECORD AN ACCOUNTING OF ACTIONS TAKEN DURING CLOSED SESSION.

ADJOURNED THE MEETING AT 11:53 A.M.

Legal Advisor:
Lester J. Tolnai

Head Civil Service Commission:
Steve Cheng

Head Commission Specialist:
Steve Erickson

APPROVED BY THE CIVIL SERVICE
COMMISSION ON FEBRUARY 6, 2013

A handwritten signature in cursive script that reads "Lawrence D. Crocker".

Lawrence D. Crocker
Executive Director